



UNITED STATES DISTRICT COURT
DISTRICT OF MINNESOTA
FOURTH DIVISION

UNITED STATES OF AMERICA,

Plaintiff,

and

STATE OF MINNESOTA, by its
Attorney General Hubert H. Humphrey, III,
its Department of Health, and its
Pollution Control Agency,

Civil No. 4-80-469

Plaintiff-Intervenor,

v.

REILLY TAR & CHEMICAL CORPORATION;
HOUSING AND REDEVELOPMENT AUTHORITY
OF ST. LOUIS PARK; OAK PARK VILLAGE
ASSOCIATES: RUSTIC OAKS CONDOMINIUM
INC.; and PHILIP'S INVESTMENT CO.,

Defendants.

AFFIDAVIT OF
JONATHAN H. MORGAN

and

CITY OF ST. LOUIS PARK,

Plaintiff-Intervenor,

v.

REILLY TAR & CHEMICAL CORPORATION,

Defendant.

and

CITY OF HOPKINS,

Plaintiff-Intervenor,

v.

REILLY TAR & CHEMICAL CORPORATION,

Defendant.

STATE OF MINNESOTA)
 HENNEPIN) ss.
COUNTY OF ~~RAMSEY~~)

JONATHAN H. MORGAN, being first duly sworn on oath, deposes and says as follows:

1. From January, 1972 through April, 1973, I was first an Assistant Attorney General and later a Deputy Attorney General assigned to the Minnesota Pollution Control Agency.

2. My responsibilities as both Assistant Attorney General and as Deputy Attorney General included supervision and oversight of the Special Assistant Attorneys General assigned along with me to represent the Minnesota Pollution Control Agency. In performing my oversight duties I reviewed all pleadings, briefs, settlement documents, opinion letters and significant correspondence relating to litigation and legal matters undertaken by the Attorney General for the Agency.

3. No dismissal or settlement of any litigation involving the Minnesota Pollution Control Agency would have taken place during the period January, 1972 through April, 1973 without my review and approval.

4. During my assignment at the Minnesota Pollution Control Agency, it was the practice of the citizen's board to settle all litigated and contested administrative matters only at its public meetings.

5. During the period of time I served as Assistant Attorney General and as Deputy Attorney General assigned to the Minnesota

Pollution Control Agency, there was to the best of my knowledge and recollection no settlement of or agreement to dismiss pending litigation brought on behalf of the Agency against Reilly Tar & Chemical Corporation.

Jonathan H. Morgan
Jonathan H. Morgan

Subscribed and sworn to before me
this 20th day of April, 1983.

A. L. Lindberg
(Notary Public)

